

## PLUNGER DAVY JOHNSON DEAD

FLIPPED CENTS WITH THEM.  
HOSSETTER AT \$1,000 A FLIP.

Spent Hosetter Estate for \$115,000 and collected \$10,500. Owned Rosen and won \$200,000 on him. Said to have had Little Left of All He Won.

David C. Johnson, Davy Johnson, gambler and winner of \$200,000 on his horse, Rosen, died last night at his home, 20 West Seventy-ninth street, of cancer. He was operated on on Wednesday afternoon and a few hours later was seen coughing and insisting that he was going to get well. He is survived by his wife and his 25-year-old daughter Evelyn.

Johnson became seriously ill on June 17, on the following day his family physician, Dr. Herbert L. Constable, called in Dr. Frank Hartley and Dr. A. A. Smith. The physicians agreed that an operation would probably be fatal, but at the end of last week they decided that it was imperative.

The operating surgeon was Dr. John T. Mann of 60 West Fifty-second street. He was assisted by Dr. James Hunt of 72 West Forty-eighth street and Dr. Constable.

Pittsburg Phil, Plunger Walton, Davy Johnson, perhaps the greatest plunger of these times was Davy Johnson. Davy differed from the others in that he was a layer as well as a backer of horses. And when horses weren't running he found other methods of making bets.

There was the night a few years ago when, according to Davy's cronies, he put 10 cents in a room at the Waldorf flapping a cent with the late Theodore Hosetter of Pittsburg at \$1,000 a flip. Davy is said to have come out of that particular session with many thousands when Hosetter died in 1902 Davy Johnson said his estate for \$115,000 and collected \$10,500. Hosetter is said to have lost about \$1,000,000 the last year of his life mostly because "heads" would come up when he had called "tail" in some hotel room in New York.

Davy's father would almost weep when Davy was a youth as the father would tell of the reckless betting of his son.

"Here this Davy of mine won \$1,000 yesterday," the old man would sigh, "and today he goes and loses about \$1,200 or \$1,500 of it back." After a last race some years ago Davy himself told a STX reporter that he had won \$2,000 on the afternoon.

The father and Davy's uncle started as bookies in Washington Market. Cutting most was too tame so they hung up their aprons and opened a poolroom at the northwest corner of Twenty-eighth street and Broadway. "Kelly and Biss" poolroom was nearby in Twenty-eighth street, and in fact that section of town was cluttered with similar places, but the Johnson brothers' place was not unusual. The most popular in the early '70s.

Davy kept up the work after the death of his father and uncle. John Appleby and Davy formed a partnership about thirty-five years ago and not only made book at the tracks but began to invest in a stable. Jack of Hearts was one of their early horses of class, but by far the best of their race were not unusual. In later years brought much money to Davy and also, still later, caused him to lose a great deal.

He had a habit when a horse that he liked was on the card to "hold out" on the nag that he fancied on his own book and then back it with other bookmakers. He lost \$10,000 on a race once, but Davy, for Davy, and he would go higher, especially on Rosen. Consequently money came in his big chunks easily, but of course he melted as easily, more easily. The final tally sheet in recent days showed, his friends say, that he left little of the fortunes he had won.

Davy was as often as not going to the track flat broke perhaps a few days after he had won a fresh fortune. He would go to a bookmaker on days like these, or to one of his many friends, and Davy would let agents and bookies know what would trust him sometimes for bets of \$5,000, or a friend would lend him money to play the day. He never refused a bet himself and he would often play both sides of the bet.

Johnson paid \$4,800 for Rosen and won more than \$200,000 on "The Big Train," as Rosen was popularly known, by betting on the horse in five, six and seven furlong races. He made the mistake of thinking that Rosen could keep up the pace at longer distances and Rosen began to lose. Then Johnson took the horse back to sprinting distances and recovered some of his losses.

In 1906 "somebody" took the house at 51 East Third-third street and neighbors began to grow interested in the place, especially interested in the alterations being made about the building. The neighborhood said the house was being "refined" and "grown" into a "club." Jerome, then District Attorney, had Davy down at his office one day in 1908 to talk things over. Davy's answers were vague. The Davy who was sure of was that there was no gambling going on at the house at the time. There wasn't at the time.

The one time gambler made his last public appearance at the international polo game on June 9 at Hempstead when he and his wife went to Hempstead to see the game. At that time he seemed to be in excellent health. He was about 50 years old.

**Illinois Legislature Kills Deep Waterway Bill.**  
SPRINGFIELD, Ill., June 29.—The Senate deep waterway bill, for the passage of which Gov. Deneen called the special session, was killed in the House this afternoon. By 58 to 47 a House majority was secured. The bill provided for the removal of the last bar that the bill would be passed this session.

**Gourlie Rodman.**  
STOCKBRIEF, Mass., June 29.—The marriage of Miss Ethel Seymour Rodman, daughter of Mrs. Thomas Harvey Rodman, 45 and Lawrence Gourlie, son of the late John H. and Firth Fitchingham, took place at 11 o'clock in St. Paul's Episcopal church. The Rev. Thomas H. Vardley, rector, presided at the ceremony. The bridesmaids were the Misses Margaret French, Edith Stone and Anna Cooke, and the matron of honor Mrs. Nell E. Carpenter, groom's sister. The ushers were Messrs. Hugh K. Milken, Allen Tamm, H. H. Appleton, and J. H. Tamm. Mr. Rodman is a resident of New York City. Mr. Gourlie is a resident of New York City. A reception followed at the residence of the bride's mother.

**Harriet Brown.**  
HARTFORD, Conn., June 29.—Katherine Brown, daughter of Commander B. M. Brown, U. S. N., a hero of Samoa, and granddaughter of former United States Senator Henry Cassin Brown, was married at noon today to Lieut. Chester J. Brown of the Third Army, U. S. A., stationed at San Antonio, Tex. The wedding ceremony was held at the residence of the bride's mother, Mrs. H. H. Brown, 100 West 10th street. The bride was attended by Miss Elizabeth Brown, her sister, and the bridesmaids were the Misses Margaret French, Edith Stone and Anna Cooke, and the matron of honor Mrs. Nell E. Carpenter, groom's sister. The ushers were Messrs. Hugh K. Milken, Allen Tamm, H. H. Appleton, and J. H. Tamm. Mr. Brown is a resident of New York City. Mr. Brown is a resident of New York City. A reception followed at the residence of the bride's mother.

**Charles McArthur.**  
CHICAGO, Ill., June 29.—Miss Anna Brown McArthur, daughter of Mr. G. H. McArthur, president of the McArthur Theological Seminary, this afternoon became the bride of Edward McArthur, a son of Dr. McArthur, at a wedding ceremony which took place at the residence of the bride's mother, Mrs. H. H. Brown, 100 West 10th street. The bride was attended by Miss Elizabeth Brown, her sister, and the bridesmaids were the Misses Margaret French, Edith Stone and Anna Cooke, and the matron of honor Mrs. Nell E. Carpenter, groom's sister. The ushers were Messrs. Hugh K. Milken, Allen Tamm, H. H. Appleton, and J. H. Tamm. Mr. McArthur is a resident of New York City. Mr. McArthur is a resident of New York City. A reception followed at the residence of the bride's mother.

## NEW PROBATION OFFICERS.

Magistrates Ignore Civil Service List and Appoint Twelve.

The City Magistrates of Manhattan and The Bronx held a meeting behind closed doors at 300 Mulberry street Wednesday night and appointed ten men and two women as probation officers without assistance from the Civil Service Commission, which had prepared an eligible list several days long.

At the civil service examination last winter there were more than two thousand candidates.

The Magistrates maintained that the new inferior courts law authorized them to appoint without competitive examination and the Appellate Division of the Supreme Court decided a week ago in their favor.

These were the appointments made: Charles J. O'Connell, Roger W. Dudley, James J. Louis, Peter Curry, Sigmund Schwab, William Garlick, John Donnell, Michael P. Flaherty, John J. Hony, Frank Morgan, Miss Margaret Wood and Miss Catherine Hogan, a daughter of the late City Magistrate Hogan.

They were permanently assigned to the various police courts, so that each court will now have a woman and a man probation officer.

The Magistrates reappointed the following civil clerks for four years at a salary of \$2,500 a year: Jay Finn of the Yorkville police court, Albert Volgoneu of the Tombs police court, James McCabe of the Westchester police court and Eben Demarest of the Night Court for Women.

## SIX ELECTRICIANS BURNED.

Flames Wrap Interborough Workmen When Dropped Wrench Hits Live Wire.

Six electricians who were stringing new cables for the Interborough company along the under side of a bridge which connects the company's substation plant on the west side of Third avenue at 161st street with the elevated were badly burned about the head, arms and chest when early yesterday afternoon one of the dozen or more men working on the cables dropped a wrench on a live uncovered cable.

The resultant short circuit caused a flash which set fire to the bridge close to the substation track of the elevated. At 161st street there is an island station, the platform of which held a number of people, mostly women, at the time. The prospective passengers were in no danger from the fire, but as the clothing of the six electricians caught fire while the men, some of them astride beams beneath the bridge, were trying to get away from the flames a number of the women fainted.

At the first flash workmen standing in the street supporting ladders for the firemen aloft ran into the substation and tried to get away from the flames. The firemen, however, were not of the power. Other workmen shined up the ladders and dragged the six men away from the fire and beat out the flames on their clothing.

Police Sergeant Murphy of the Morrisania police station sent in ambulance calls to Lehighon Hospital and also sent for the reserves. Four ambulances arrived at the fire scene, and the ambulance and Kriehstein made a temporary hospital on the station platform, and here the six men were laid out and received.

The two men most seriously burned are Joseph Miller, 23 years old, of 25 East 151st street, and Stephen Rapoport, 23 years old, of 23 East 151st street, former. The other men burned, all of whom probably will be discharged for a few days, are Joseph Dooling, 33 years old, of 407 East 151st street, John Leggo, 23 years old, of 253 East 151st street, and Joseph Byrne, 31 years old, of 47 East 151st street.

The six men were taken to Lehighon Hospital by two of the ambulance surgeons and the other two surgeons remained on the platform receiving the injured men, fainting and calming others who had fainted hysterically. The fire was quickly put out and repairs were made to the cables, while for half an hour the current was shut off between Bronx Park and 126th street.

## FUND FOR THE McNAMARAS.

Labor Union Leaders Discuss Means for Defense of Alleged Dynamiters.

INDIANAPOLIS, June 29.—One hundred organized labor men, including the heads of many international unions, met here today to devise means for raising a defense fund for John J. and James B. McNamara, now in jail at Los Angeles under indictment for dynamiting.

It was said before the meeting that little money had been paid to the fund that was started at the time of the arrests. Some of the subscriptions then telegraphed were unauthorized and some of the press reports made untrue. If such a fund is not raised some of the counsel already employed will have to be dispensed with.

The meeting was secret, but the discussions were so animated that the speeches could be heard in the hall outside. After a long debate it was finally decided to appeal to all organizations to raise to one cent per capita and forward it to the national or international headquarters to be turned into the fund.

Los Angeles, June 29.—Clarence Barron, counsel for the McNamara brothers, announced the addition to the list of attorneys for the defense this afternoon of Judge Cyrus McNutt of Los Angeles, formerly chief justice of the Indiana Supreme Court. The filing of motions to quash the indictments against the defendants was considered a length and resolution was adopted providing for adjournment to October 2, thereby removing the last bar that the bill would be passed this session.

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**John Hanson's Body Recovered.**  
Afterward Silzer, an engineer in the employ of the city government, yesterday identified a body found in Rowley Bay on Wednesday and taken to an Astoria morgue as that of John Hanson, a boat builder at Gravesend Beach, Brooklyn, who was drowned last Friday from a launch from which he was helping to make soundings near Nigger Head in Hell Gate. Hanson's boat shop was near the foot of Bay Forty-fifth street, Brooklyn. He had been well known in the Gravesend Bay section for many years, especially to old members of the Brooklyn Yacht Club, where he was employed when the club's house was at the foot of Bay Forty-fifth street. Hanson is survived by his wife and two children.

**Walls of Building Fall.**  
The rear walls of a two-story building at the west side of an excavation on West Fourth street, where workmen are digging the cellar for a new building to be erected on the lot, fell last night at 11 o'clock. The walls were 10 feet high and 18 inches thick. The walls fell into the excavation and the roof of the building dropped. No one was injured. Thinking there might be some injury a fire alarm was turned in from Seventh avenue and West Forty-fifth street, but when the firemen got there they had nothing to do.

## COMMENCEMENT AT HAMILTON

FACULTY CHANGES ANNOUNCED BY PRESIDENT STRYKER.

Long Programme Followed by the Alumni Luncheon, at Which Senator Root and Dr. Brownell Spoke—Claude Aniel Second Valedictorian of His Family.

CLINTON, N. Y., June 29.—The report from Northfield, Mass., of the drowning of a 1902 man cast a shadow upon Hamilton's ninety-ninth commencement day. Hamilton is a college of student intimacy, where every one of the 180 undergraduates knows every other with more than a casual campus acquaintance.

At 10 o'clock the procession of the classes marched from the library around the quadrangle and entered the chapel. President Stryker led, with Senator Elihu Root, '01, and after them came the trustees and the faculty members, their black gowns relieved by the gala silks of the hoods of their degrees. The graduating class of thirty men followed, and then came the alumni, with 100 leading and the oldest bringing up the rear.

William John Manion of Ferndale, N. Y., gave the salutatory in Latin. The president conducted the ceremony in Latin, pronouncing his vowels in the good old English style and refreshing his memory with glances at manuscript. The audience did not know what he was talking about, but took his classic periods on faith.

Karl Wisheart, the Clark prize orator of the year, went after Dr. Roosevelt in an oration on nationalism. The band cleared the air with a selection and James E. McGowan, D. D., gave the Phi Beta Kappa oration. After the long intermission, a relic of the times when Hamilton's commencement exercises lasted most of the day and respite was necessary, John S. Grosvenor, who has just finished a course at Harvard, gave the masters' oration and Claude Aniel, '11, of Gloucester, N. Y., said good-by. He is the second valedictorian in his family, as Claude Aniel, '05, also led his class in scholarship.

The president announced that Prof. J. D. Ibbotson, '06, would leave the department of English to replace E. S. Babcock, '06, in the college library. Dr. Ibbotson's successor is not yet chosen. Prof. H. B. Ward, '06, and Dr. Herman L. Ebbing, having resigned from Alpha Lambda, in their places will be Prof. Cleveland K. Chase and Harold R. Hastings, Ph. D., who has been an assistant instructor of Latin at Northfield, Mass. Martin will do post graduate work next year and be gymnasium instructor, vice Uncle John Crossley, retired.

A gift of \$25,000 from Judge Charles H. Duane was announced. Some of this money will be devoted to the maintenance of a German scholarship and other scholarships for the assistance of worthy students.

The honorary degree of master of arts was conferred upon Col. John Wright Vrooman of Herkimer, N. Y., D. D. S. '01, the third time. Dr. E. S. Babcock, '06, of the Rev. William Webster Weller of Geneva, N. Y., a doctorate of divinity was conferred upon Supr. Calvin S. Kendall of Indianapolis, and William Walker Clark, '78, of Wayland, N. Y., became a doctor of laws.

The alumni gathered in common Hall Dr. Stryker called upon several alumni for speeches. Senator Root was in a vein of reminiscence. Dr. Silas Brown, '02, of the faculty of Union College, and father-in-law of Hamilton's dean, Dr. A. Saunders, was another speaker. Dr. Stryker called for a cheer in memory of Peter Kelly, Old Nassau and Ashes Peter, who died in the building next for more years than any Hamilton man can remember, and who was gathered to his fathers last winter.

## Only One Drowned at Northfield.

Fortunately there was one, no, two, young men drowned at Northfield conference day before yesterday. It was reported that James P. Dwyer, the second one, but he was at no time in danger. The body of William Clark arrived at the Grand Central Station last night at 7 and was met by a delegation of Y. M. C. A. men and sent on its way to Caldwell, N. J., where his parents live. Clark was president of the Y. M. C. A. at Hamilton College.

## Harvard Phi Beta Kappa Elects Officers.

CAMBRIDGE, Mass., June 29.—The Harvard chapter, Phi Beta Kappa, held its annual meeting and dinner to-day.

Four honorary members were admitted. Dr. Edward H. Nichols, '86, of Boston; Dean Edwin F. Gay of the business school; President Albert P. Fitch, '01, of the Amherst Theological Seminary; and Walter Byrner, '02, of Windsor. Judge Francis J. Swaghey of Newark, N. J., was elected president of the chapter. Prof. Lebaron R. Briggs, dean of the faculty of arts and sciences, vice-president; William T. Lane, librarian of Harvard College, secretary; and Richard H. Dana of Cambridge, treasurer.

## COL. STOKES HAS A HEAT STROKE

Prostrated on the Tagus, Coming Back From His Honeymoon.

Col. William A. Stokes, once commander of the Twenty-third Regiment in Brooklyn, was overcome by the heat yesterday just as he got into town on the steamship Tagus from a twelve days wedding trip. Col. Stokes and Miss Emma Louise Meyer of East Orange were married on June 9 and on June 17 set sail on the Tagus for Bermuda and Cuba.

As the Tagus came to her dock at the foot of Morton street yesterday afternoon the Colonel and his bride were on deck listening to the ship's band. Suddenly the Colonel put his hand to his head and fell over. The ship's doctor, Dr. Carmichael, had him carried to his room and after he had worked over him for a while said his patient was suffering from heat prostration. He said Col. Stokes' condition was critical.

Col. Stokes lives at 140 Pacific street, Brooklyn. He is 61 years old and his wife is half his age.

## Pennsylvania Railroad

REMINDER BULLETIN

At 501 Fifth Avenue

(Fifth Avenue and 42nd Street)

Opposite the New Public Library

A new Ticket Office will be opened on July 1, for the convenience of the people of that section.

This Ticket Office will be open every day until 10:00 P. M. including Sundays.

Pullman reservations and tickets to all points West and South may be had at this office.

Telephone "7900 Madison"

## OPERA BALLET SCHOOL.

Its Pupils Show Their Skill at a Final Exhibition.

The young women of Mme. Cavallazzi's refined academy of dancing held their commencement exercises yesterday afternoon. Their schoolroom is perched high on the northwestern corner of the Metropolitan Opera House, for Mme. Cavallazzi is the principal of the ballet school of that institution. For two years she has been training the toes of her pupils and yesterday was the second time they had displayed their talents in public.

Twenty-eight young women in white tulle skirts, and flesh tinted tights were there to show what they had learned. For two weeks, every day but Saturday and Sunday, from October to June, they had practiced under the sharp eye of their teacher.

There was not a vacant seat in the rehearsal theatre when Mme. Cavallazzi's commencement began. The principal had arranged a little play in which the pupils were to exhibit their grace, rapidity and accuracy. A visitor to the ballet school, impersonated by Alice Glover, greatly admires the dancing of the pupils. He carries much more however for the premiere danseuse, who was in the pantomime, as she is really, the most expert of the dancers. He even tries to persuade her to elope, but she says that she is wedded to her art. The ballet master, who was Agnes Roy in reality, observes his attentions, tells him that he has witnessed the work of her students, and that as the lesson is over, he may retire. This snub to the disturber of peace in a ballet school ends the little episode.

Mme. Cavallazzi has imparted to her pupils much of the refinement and elegance formerly so characteristic of the old French dancing. Little Miss Swan is still her most interesting pupil, for her natural aptitude for dancing seems to be developed by an industry and earnestness that show in her constant improvement. It is a great credit to her teacher that Mme. Cavallazzi has developed in two years pupils adequate to assist in her professional engagements. Fifteen of the dancers seen yesterday will be added to the ballet corps at the Metropolitan Opera house next season.

More striking, however, than the fact that they have acquired this efficiency is their suggestion of the time and rare traits of their instructor and model. With a pas de quatre danced by four girls as prelude to the ballet exercises ended.

Mme. Cavallazzi is a collector in the variety of costumes for dancers. In order to show her pupils, as well as the audience yesterday, how expressive this kind of mimicry may be she acted a tragic monologue in the costume of a Hindu. She played a mother holding in her hands the portrait of her daughter. She puts it on the table.

As she turns her eyes fall on the picture of her dead daughter. She tells in pantomime the story that has made her so sad. Does she remember her love for the girl, how as a babe she ran about with her, how she grew up and was as a butterfly. When she died she grew up and was as a butterfly. When she died she grew up and was as a butterfly.

Mme. Cavallazzi's young ladies were graded in groups, and after they had the ice cream and cake. For there were refreshments and bouquets just as if Mme. Cavallazzi's young ladies were graduates of a school. They were given something of that usual kind instead of into tulle skirts and silk gowns.

## RIBBRY CASE GOES TO JURY

Court Refuses to Accept Any but One of Defense's Special Charges.

COLUMBIAS, Ohio, June 29.—Before attorneys to-day began their arguments in the Diegel bribery case the State put on two witnesses who contradicted evidence given by Senator L. R. Andrews of Iron, in whose bribery Diegel, the Senate sergeant-at-arms, is alleged to have acted as intermediary.

Stenographer Walcutt, operator of the dictograph, said he heard the Senator in Detective Smiley's room several minutes after Andrews testified he had left.

George Webber, Cincinnati Hotel clerk, was put on the stand to say that if Andrews told the truth when he said he picked out the Burns detective's signature on the hotel register he would have found thirty-nine pages of eighteen names each to do it. Webber also said that Smiley was in room numbered 100, and that from which Andrews said he found marked on the register.

John A. Eagan of Dayton, of counsel for the defense, was hit by his denunciation of the detectives, and Attorney-General Hogan for the State secret the shamers of the Commonwealth. He declared that the dictograph did not lie and that a bunch of swindlers charged the defense asked the court to give the jury Judge Kinkead will allow only one, namely, that a man is presumed to be innocent until proved guilty. The defense asked for a list of special charges, including one that to be held guilty the jury must find that the State had proved beyond reasonable fact charged that Diegel acted as a messenger and actually carried messages between Andrews and the Burns detectives, also that Andrews had sought a bribe, and that it was unlawful, immoral and reprehensible for the prosecuting attorney to engage detectives to originate criminal purposes and lead persons into traps.

The grand jury is likely to take up its investigation within a week or two, but there is no probability of further trials in the Assembly corruption cases until autumn.

## FOUND MRS. VAN DYCK'S GEM.

Chambermaid in Brooklyn Hotel Gave It to a Porter.

A chambermaid in the Hotel St. George, Brooklyn, was arrested and locked up in the Adams street station last night charged with "finding and withholding" an unset diamond valued at \$350. The diamond was found May 15 last from a ring belonging to Mrs. Augusta Van Wyck.

The maid, Anna Larsen, 21 years old, of 465 Court street, admits that she found the diamond in the ladies' room and gave it to her fiance, Harry Somer, after having used it as a paper weight in the hotel. Her rooms at 308 Clinton street with Eric Egger, a chauffeur, from whom the diamond was recovered. Somer had passed it on to a lady to have it valued.

The management of the hotel is the complainant against the maid. The ring from which the diamond was lost is valued at \$3,000.

## BANDITS ROB WRONG TRAIN.

Hold Up Mail Train Instead of One Carrying \$400,000 Gold Dust.

GLENDAL, Ore., June 29.—Apparently mistaking the first section of northbound passenger train No. 16 on the Southern Pacific road for a train said to be carrying a shipment of \$400,000 in gold dust from San Francisco, two robbers held up that train last night near West Fork, an isolated station.

The robbers riddled the mail car, blowing up the safe, and made away with the gold dust. The mail car was not hit, but the express car, but were found by Messenger Robb, who refused to open the door despite threats of dynamite. The bandits after fruitless trying with a crowbar to break the door of the mail car, made away with the gold dust from the mail car. The amount secured by the robbers has not been ascertained.

## SICKLER AND WOMAN DENY

SICKLER KISS HE WOULD NEVER KISS AND TELL.

But Didn't Kiss—Never Drove Through Central Park With Mrs. Gambier After Dark—She Also Says She Was Not Kissed—Never Deceived Gambier.

Counsel for Mrs. Edith Russell Gambier in her suit for a separation from Edward Victor Gambier, cashier of the Merchants Exchange National Bank, on trial before Supreme Court Justice Pendleton, decided yesterday to call Harvey C. Sickler, the oil merchant, of 11 West Sixty-eighth street, to refute testimony offered against her by her husband in which her name was linked with Sickler's. Mr. Sickler was on the witness stand all the forenoon and Mrs. Gambier was called to make further denials in the afternoon, so that when court adjourned Gambier's counter suit for annulment had not been reached.

Mrs. Gambier's lawyer, Augustus Van Wyck, then asked Justice Pendleton to try the annulment suit before a jury, which would necessitate putting in again all the evidence that has been offered in the separation suit. The court thought he had no power to do this because the case had been sent to him by another Justice to be tried, and his only jurisdiction was to try it. He will decide to-day.

Mr. Gambier was a witness at the outset yesterday, being called by the plaintiff in rebuttal to testify concerning his income. He said that he still has the wedding presents. He has also between \$25,000 and \$50,000 of securities, producing an income of about \$2,500, he's \$9,000 a year salary, and he has a small estate in a conservatorship. His securities are pledged to their full value for indebtedness, he said, but he has \$25,000 life insurance.

Mr. Sickler testified that he first met Mrs. Gambier three years ago when he was asked by a Mr. King of Atlanta to look after Mrs. Gambier and her mother, Mrs. Russell. He had business and social relations with Mr. King. He first called to see Mrs. Gambier after her marriage in October, and took her to theatres and to dinners. He was alone with her on only two occasions, he said. The only time he took a long automobile ride with her was when they went to the Blossom Hotel.

It was on this trip, detectives and chauffeurs have testified, that Mr. Sickler's car returned through Central Park and that Mrs. Gambier was in the car. Mr. Sickler denied that the car came back through Central Park or that he kissed Mrs. Gambier.

Mr. Sickler said that Mrs. Gambier was never in his apartment alone, but on one occasion Mrs. Gambier and a woman friend of hers dined with him at his home. He said he had taken many other women out to dinner, but that this was the only way he had of getting acquainted with her.

"Did you at any time take any liberties with Mrs. Gambier—kissing, fondling or caressing?"

"I never did,"

On cross-examination Mr. Sickler said it was not until the second time he called on Mrs. Gambier, and he learned that she was married and was living apart from her husband. He believed he was out of town on the Sunday when Seth R. Krowl, one of Mr. Gambier's lawyers, and detectives said they saw him come out of his apartment. He couldn't remember that he ever went out with Mrs. Gambier on any Sunday.

He even drove Mrs. Gambier's car when Mrs. Gambier after dark, and Mr. Littleton said.

"You appreciate, Mr. Sickler, do you not, that the two critical points in this case are the drives in Central Park after dark and the visit to your apartment of October 20, 1907?"

"If you had kissed Mrs. Gambier, is it likely you would admit it?"

"I would not."

"Do you mean you would perjure yourself?" asked Mr. Van Wyck.

"It would not be necessary for me to perjure myself, but I would not admit it."

Mrs. Gambier denied that she told Mrs. Krowl, P. A. Adams, Europe while they were on their honeymoon that she did not love her husband.

"Was there any talk by any one regarding your attitude toward your husband?"

"I should have considered it very rude if any one had said anything. These people were all